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3 **UNITED STATES DISTRICT COURT**
4 **DISTRICT OF NEVADA**
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6 JAMES LLOYD PHILLIPS,
7 Plaintiff,

8 v.

9 STATE OF NEVADA DEPARTMENT OF
10 TRAINING AND REHABILITATION, et
11 al.,

Defendants.

Case No.: 2:20-cv-01895-APG-NJK

REPORT AND RECOMMENDATION

12 On October 15, 2020, the Court issued an order instructing Plaintiff to either pay the filing
13 fee or file a complete application to proceed *in forma pauperis* no later than November 15, 2020.
14 Docket No. 6. The Court cautioned Plaintiff that failure to comply with the Court's order may
15 result in a recommendation to the District Judge that this matter be closed. *Id.* at 2. To date,
16 Plaintiff has not paid the filing fee or a complete application to proceed *in forma pauperis*, and no
17 extension has been requested.

18 Accordingly, **IT IS RECOMMENDED** that this matter be closed.

19 Dated: January 5, 2021

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21 Nancy J. Koppe
United States Magistrate Judge

22 **NOTICE**

23 This report and recommendation is submitted to the United States District Judge assigned
24 to this case pursuant to 28 U.S.C. § 636(b)(1). A party who objects to this report and
25 recommendation must file a written objection supported by points and authorities within fourteen
26 days of being served with this report and recommendation. Local Rule IB 3-2(a). Failure to file
27 a timely objection may waive the right to appeal the district court's order. *Martinez v. Ylst*, 951
28 F.2d 1153, 1157 (9th Cir. 1991).